1	SCOTT N. SCHOOLS (SCSBN 9990) United States Attorney		
2 3	MARK L. KROTOSKI (CASBN 138549) Chief, Criminal Division		
<b>4</b> 5	BENJAMIN T. KENNEDY (CASBN 24135 Assistant United States Attorney	0)	
6 7	150 Almaden Boulevard San Jose, California 95113 Telephone: (408) 535-5059 Facsimile: (408) 535-5066 Email: benjamin.t.kennedy@usdoj.gov		
9	Attorneys for the United States of America		
10	UNITED STATES DISTRICT COURT		
11	NORTHERN DISTRICT OF CALIFORNIA		
12	SAN JOSE DIVISION  *E-FILED - 5/10/07*		
13			
14	UNITED STATES OF AMERICA,	) No. CR 07-00206 RMW	
15	Plaintiff,	) STIPULATION AND [] ) ORDER EXCLUDING TIME FROM	
16 17	V.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT	
17	v. JUAN CARLOS GALVAN-MORA,	) APRIL 30, 2007 TO MAY 14, 2007 FROM	
17 18		APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. §	
17 18 19	JUAN CARLOS GALVAN-MORA,  Defendant.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. §	
17 18 19 20	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appears	<ul> <li>APRIL 30, 2007 TO MAY 14, 2007 FROM</li> <li>THE SPEEDY TRIAL ACT</li> <li>CALCULATION (18 U.S.C. §</li> <li>3161(h)(8)(A))</li> </ul>	
17 18 19 20 21	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of times.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing,	
17 18 19 20 21	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of tircounsel's need to effectively prepare by reviews.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing, the under the Speedy Trial Act based upon defense	
16   117   118   119   120   122   122   123   124   124   136   1	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of tircounsel's need to effectively prepare by reviews.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing, the under the Speedy Trial Act based upon defense the ewing the defendant's A file and other discovery	
117 118 119 20 21 22 23 23	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of tircounsel's need to effectively prepare by review materials submitted by the government. At the May 14, 2007.	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing, the under the Speedy Trial Act based upon defense the ewing the defendant's A file and other discovery	
117 118 119 220 221 222 23 224 225	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of tircounsel's need to effectively prepare by review materials submitted by the government. At the May 14, 2007.  The parties stipulate that the time bet	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing, me under the Speedy Trial Act based upon defense wing the defendant's A file and other discovery that time, the Court set the matter for a hearing on	
17 18 19 20 21 22	JUAN CARLOS GALVAN-MORA,  Defendant.  On April 30, 2007 the parties appeared defense counsel requested an exclusion of time counsel's need to effectively prepare by review materials submitted by the government. At the May 14, 2007.  The parties stipulate that the time beth under the Speedy Trial Act, 18 U.S.C. §3161	APRIL 30, 2007 TO MAY 14, 2007 FROM THE SPEEDY TRIAL ACT CALCULATION (18 U.S.C. § 3161(h)(8)(A))  and for a hearing before this Court. At that hearing, me under the Speedy Trial Act based upon defense wing the defendant's A file and other discovery that time, the Court set the matter for a hearing on ween April 30, 2007 and May 14, 2007 is excluded	

## Case 5:07-cr-00206-RMW Document 11 Filed 05/10/07 Page 2 of 3

1	ends of justice served by granting the requested continuance outweigh the best interest of the		
2	public, and the defendant in a speedy trial and in the prompt disposition of criminal cases. 18		
3	U.S.C. §3161(h)(8)(A).		
4			
5	DATED: May 8, 2007 SG	COTT N. SCHOOLS	
6		nited States Attorney	
7	DI	/s/ ENJAMIN T. KENNEDY	
8		ssistant United States Attorney	
9			
10	0	/s/ ICHOLAS P. HUMY	
11	1 As	ssistant Federal Public Defender	
12	2		
13	3		
14	4		
15	5		
16	6		
17	7		
18	8		
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			

**ORDER** Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between April 30, 2007 and May 14, 2007 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The court finds that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. The court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(8)(A). IT IS SO ORDERED. DATED: 5/10/07 UNITED STATES DISTRICT JUDGE